

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
3:04-cr-00222-RJC-CH

USA,	)	
	)	
Plaintiff,	)	<u>ORDER</u>
	)	
vs.	)	
	)	
KIMBERLY FRANCENE BAKER,	)	
Defendant.	)	

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**THIS MATTER** is before the Court upon motion of the defendant, pro se, requesting that the Court modify its sentence. (Doc. No. 136).

The defendant seeks a reduction under 18 U.S.C. § 3742(e) for post-sentencing rehabilitation.<sup>1</sup> However, even such positive circumstances reflected in the records submitted by the defendant are not grounds for a sentence reduction by this Court. 18 U.S.C. § 3582(c); Fed. R. Crim. P. 35.

**IT IS, THEREFORE, ORDERED** that the defendant's motion (Doc. No. 136) is **DENIED**.

The Clerk is directed to certify copies of this order to the defendant, counsel for the defendant, the United States Attorney, and the United States Marshals Service.

Signed: July 30, 2015

  
Robert J. Conrad, Jr.  
United States District Judge



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<sup>1</sup> The statute cited by the defendant addresses factors the court of appeals is to consider in reviewing a district court sentence.